

WILSON TELLS CONGRESS HUERTA RULE MUST END

INDICT EX-CAPTAIN RILEY AS GRAFTER

FINAL EDITION

The



World

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WEATHER—Unsettled To-Night and Wednesday.

"Circulation Books Open to All."

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DOMINICK RILEY INDICTED AS COLLECTOR OF GRAFT FROM WIRETAPERS' GANG

Former Police Captain Charged With Accepting \$1,000 Protection Money in Oct., 1912.

BENCH WARRANT ISSUED

Cash Payment for Gondorf Brothers Said to Have Been Paid by "Al" Cohen.

An indictment against former Police Captain Dominick Riley, who was retired on his own application recently as an invalid, was found by the Grand Jury to-day. It charges Riley with accepting a bribe of \$1,000 from the Gondorf gang of wiretappers for omitting to take an action which, in his duty as a policeman, he was bound to perform.

The indictment was handed in to Judge Swann, in the Court of General Sessions, at 1 o'clock this afternoon. A bench warrant was immediately issued for Riley's arrest. District Attorney Whitman said he expected that the former captain of police would drop in and give himself up as soon as he heard the indictment had been found.

RILEY'S INDICTMENT IS ONLY A PRELIMINARY STEP, THEY SAY. The indictment of Riley is looked upon in the District Attorney's office as only the preliminary step to a complete exposure of the alleged intimate relations that are said to have existed between the Gondorf gang and other gangs engaged in swindling and certain police officials. Riley is only one of the men accused by those who say they paid money for "protection," but who were then arrested.

The indictment alleges that Riley accepted from one Al Cohen, a detective, now out of the Police Department, the sum of \$1,000 on or about Oct. 20th, 1912. Cohen said he acted as the agent of the Gondorf gang in handing over the money, which was part of the proceeds of a swindle that had just been executed.

The transaction alleged in the indictment took place three months after Herman Rosenthal was murdered and just at a time when the whole city was stirred up by the revelations of police grafting. Mr. Whitman considers this fact most interesting in connection with others he has in his possession as showing that there is never any pressure too strong to prevent a crooked policeman from grafting if the opportunity opens up.

The District Attorney had in readiness for the Grand Jury to-day an elderly woman from Chicago who says she was swindled out of more than \$200,000 by the Gondorf gang and "Mickey" Shmoo, who posed as a clairvoyant and "steered" his dupes to the Gondorf outfit. Her testimony would

(Continued on Last Page)

MUST FILE ACCOUNTING OF MCDONALD ESTATE.

Metropolitan Trust Company Must Make Report by Dec. 10, Surrogate Cohalan Rules.

Surrogate Cohalan decided that the Metropolitan Trust Company, deposed administrator of the estate of the late millionaire, Alexander McDonald, must file an account of its proceedings as administrator by Dec. 10.

The original application of Laura McDonald Stallo, a granddaughter of Mr. McDonald, for the revocation of the trust company's letters of administration, was decided in favor of Miss Stallo. An appeal has been taken to the Appellate Division.

TO-DAY attorneys representing the trust company, applied for an extension of time in which to file their accounting. It was contended that the company should not be required to do this till after the determination of the appeal, argument upon which will take place next Thursday. Surrogate Cohalan ruled otherwise.

EX-POLICE CAPTAIN INDICTED TO-DAY FOR WIRETAPPING GRAFT.



DOMINICK RILEY.

MAYOR DENIES STORY, BUT GOSSIPS BELIEVE COPS GOT HIS MILK

Jamaica Hears He Found Blue-coats Making Early Meal From His Breakfast Supplies.

"Nothing to it," laughed Mayor Kille to-day, "nothing to it."

"But is it true that you found that a couple of policemen were enjoying the cream, milk and rolls left for your breakfast by a trusting milkman and a no less trusting baker?" the Mayor was asked.

"Nothing to it," laughed the Mayor, "nothing to it."

Nevertheless the story is all over Jamaica, a Borough of Queens. The Mayor lives out there with his son-in-law and his daughter, Mr. and Mrs. Edward J. Schell, in Ackroyd avenue.

Jamaica gossip has it that for three mornings the cream, milk and rolls left for the doorstep of the Schell domicile disappeared between the visits of the aforesaid trusting milkman and baker and the time of arising of the Schell family and the Mayor. And then the story has it, a stealthy watch was kept. And two cops were found hiding away the milk and cream and rolls.

Inasmuch as the Mayor says there is "nothing to it," the incident must be considered closed, but Jamaica says the gossip started from a perfectly reliable source.

DOG TO GUARD MISTRESS.

German Wolf Brought to Be Mrs. Vanderbilt's Personal Protector.

MAHANY REVEALED CONNERS'S SECRET AT WINE DINNER

Two Attempts at Suicide of Buffalo Politician, Watned as Graft Witness, Explained.

LURED BY FINGY'S FOES.

Remorse Over Telling Things About His Friend Caused Him to Hide in Harrisburg.

Remorse after realizing that he had been lured into a trap and had unwittingly betrayed business secrets of his former employer, William J. Connors, caused Rowland Blennerhassett Mahany, former diplomat, editor and writer, to make two attempts on his life at Harrisburg, Pa. Mahany fled from Buffalo on the eve of the \$100,000 libel suit brought by Connors against a weekly publication.

Mahany was also sought by process servers from District Attorney Whitman's office to give evidence in corroborating certain testimony given here by Henry P. Burgard, the new anti-Tammany boss of Buffalo. Mr. Burgard told the Grand Jury here of instances where up-State contractors were blackmailed for campaign contributions. It is understood that Mahany was not unwilling to testify as to any knowledge he had of such transactions.

What really drove Mahany from his home was an all-night party held in a new Buffalo hotel just off Main street at which the life of "Fingy" Connors was the leading topic of conversation. It is known here that cases of champagne were elements of the entertainment.

NEW YORK LAWYER HAD PART IN FESTIVITIES.

In the group was a well known New York lawyer who was taken to Providence Retreat after the session suffering from hallucinations and much alcohol. Another person present was a private detective who found it convenient not to drink and who carefully noted all that was said by Mahany.

The entertainment began as a social gathering of lawyers, but it ended in the plotters obtaining some information they sought which it is proposed to use as defensive material in the event Connors presses his suit against the publication.

After the results of the night's work had been tabulated and Mahany had recovered somewhat from the adventure he was informed that he would be wanted as a witness against Connors to testify to what he had told the schemers at the hotel. He could not recall what he had said.

Grief at having broken faith and disclosed confidences which he had always sacredly kept caused him to break down. He found relief in flight. When subpoenas were issued for Mahany he was nowhere to be found. All traces of him were lost until word came to-day of his identification in the Harrisburg hospital. Mahany had insisted that his name was Brown.

PAPERS GAVE A CLUE TO HIS IDENTITY. Papers found in his pockets aroused the suspicion that he was Mahany. The Harrisburg authorities communicated with the police of Buffalo and yesterday morning John Cooper, former City Police Commissioner of the latter city, went to Harrisburg, saw Mahany in the hospital and identified him.

Mahany was found wandering around the streets in Harrisburg last Friday evening obviously ill. He was taken to the hospital, where the doctors found he had swallowed a large dose of strychnine. Mahany, who had \$15 in his possession, said he had just reached Harrisburg from Hagerstown, Md., and had taken the poison by accident.

Prompt remedial measures saved Mahany's life. But on Saturday he got hold of a razor and cut his throat. The wound was not fatal. Mahany, a picturesque and forceful character, has been a prominent figure in politics in the western part of the State for the past twenty years. He was graduated from Harvard in 1893 and for three years was a member of the "Pure and History in the Buffalo High School."

Grever Cleveland knew and liked him, and in 1892 appointed him United States Minister Plenipotentiary to Ecuador. Mr. Mahany ran for Congress in Buffalo in 1894, was elected and was re-elected in 1896. He was only twenty-four years old when appointed Minister to Ecuador.

Lady Waldstein on the Stand In Suit Over Father's Will



BANDIT BESIEGED BY SHERIFF'S BAND IS BELIEVED DEAD

Desperado, Who Killed Six Men, Thought Victim of Sulphur Burned to Kill Him.

SALT LAKE, Utah, Dec. 2.—That Rafael Lopez, Mexican murderer of six men, has been overcome by the poison gases which have been pouring into the Apex mine for twenty-four hours was the general belief to-day. At an early hour deputies who had been watching the various entrances for hours said no sound had come from the interior since last evening, when they heard a slight coughing and scraping behind the bulwark which has been erected to keep Lopez penned in the prison of his own choosing.

All night long clouds of smoke and gas poured from most of the eleven entrances to the mine, indicating that practically every inch of the thirty miles of tunnels had been reached. If this is so Lopez cannot possibly be alive.

Nevertheless, the Sheriff does not propose to take any chances, and thousands of pounds of sulphur are being burned to-day. The "smudging" process will be continued all of to-day and to-night, and it will be Thursday morning before deputies can enter the mine. The last word from the fugitive was heard yesterday, when he called faintly for his former comrade and partner, Julius Corrello. Twice he called "Julio" in a voice that indicated pulmonary trouble, but when he was answered some time later there was no response from within and it is the belief that the deadly fumes have accomplished their purpose.

Only such work as has been done

WALDSTEIN TITLE COST HIM NOTHING, SAYS SIR CHARLES

Witness in Einstein Case, When He Affirms Knighthood Can't Be Bought.

CONTEST FOR MILLION.

Attempt to Show Lady Waldstein Holds Fortune Meant for Disowned Brother.

Sir Charles Waldstein, one of the greatest of English archaeologists, whose wife is suing in the Supreme Court for the right to give herself more than a million dollars of the estate of her father, the late David Lewis Waldstein, millionaire woolen manufacturer, told Justice Giegerich to-day how knights are made in his own country. Sir Charles indignantly denied that knighthood might be had for the price.

The anger of Sir Charles was the result of the cross-examination of Lady Waldstein by Ex-Judge Leventritt, who asked her whether she had spent any part of her fortune getting her husband knighted.

When the British scientist took the stand his attorney, Ex-Judge Morgan J. O'Brien, asked him directly whether he or any one for him had ever paid to have him knighted. Sir Charles angrily denied that anything of the kind was possible and said that he had been made a knight in recognition of worth and because the British King and the nobility wished it.

In answer to a question, Sir Charles said he had never heard of knighthood being bought. He said he had not contributed to the Liberal party and did not owe his knighthood to any such contribution.

"I have previously been decorated three times, by the King of Greece, by the King of Denmark and once besides, no knighthood honors were not new to me."

Sir Charles said that he was an Egyptologist and archaeologist and that his books on these subjects had the honor of being considered authoritative.

Lady Waldstein was subjected to protracted, and at times fiery, cross-examination at the hands of Ex-Judge Leventritt.

The millionaire American manufacturer's titled daughter resumed the stand with the reopening of court, with Justice Giegerich on the bench. She was simply but expensively dressed and went veiled through the entire ordeal. It was evident from the first question shot at her by the opposing counsel that there would be a contest of wits, and so there was.

Lady Waldstein, always cool, always collected, but now and then, a trifle dramatic with a refined histrionism, succeeded for hours in foiling the subtle questioning of Ex-Judge Leventritt. She was a match for the opposing array of counsel before her.

MILLIONS IN RESIDUARY ESTATE IN THREE PARTS.

The cross-examination brought out for the first time the amount of money involved in the Einstein will provision, which is under adjudication. It developed that, on his death in 1907, the elder Einstein, who was president of the Harlow Woolen Mills, left his son and each of his daughters \$250,000 and then divided the residuary estate into three parts, called A, B and C, each of which it has already been intimated that the first he left to Florence, Lady Waldstein, the second to Amy, Mrs. Jon Spingarn, wife of Professor Spingarn, formerly of Columbia, and the third also to Lady Waldstein.

This last part is in dispute. The will permits Lady Waldstein to dispose of Part C to "any person of my blood." Also there were found in the safe deposit box with the will a number of letters, which, according to one side, indicate the existence of a secret trust. It is the contention that Part C was intended for Lewis Einstein, the disinherited son. It has already been intimated that when Einstein was disinherited by the father because while he was Third Secretary of the American Embassy in Paris, he married Helene Hall, a noted Continental beauty and member of an Anglo-Greek family. Helene Hall's sister is the wife of the Hon. Edward Stanbury, younger brother of Lord Stanbury. Helene Hall had been twice divorced and the elder Einstein was enraged by the divorce.

No testimony was taken to-day and no effort has been made to fix the value of the estate. The hearing will be resumed on Dec. 3.

NO PEACE WITH HUERTA RULING, SAYS WILSON IN CONGRESS MESSAGE

President Reading Address to Brilliant Throng Condemns Dictator and Says United States Will Not Have to Alter Policy Against Him.

WANTS PEOPLE TO NOMINATE PRESIDENTIAL CANDIDATES

Advocates Government Owned Railroads in Alaska and Strikes at Trust Domination.

WASHINGTON, Dec. 2.—A brilliant assemblage of notables, who vigorously applauded all the telling passages, heard President Wilson read his first annual message to Congress at a joint session of both branches this afternoon in the House Chamber. The message, among the briefest of documents of its kind from any President and some 3,600 words long, required less than thirty minutes for reading, although it treated upon a variety of subjects. The President's message was given a new title to-day by Mr. Wilson. As he delivered it in person, he called it the "Address of the President."

SUMMARY OF THE MESSAGE.

DIRECT PRIMERIES—I urge prompt enactment of legislation which will provide for primary elections throughout the country at which voters of the several parties may choose their nominees for the Presidency without the intervention of nominating conventions.

MEXICO—There can be no prospect of peace in America until Gen. Huerta has surrendered his usurped authority. By a little every day his power and prestige are crumbling and the collapse is not far away. We shall not, I believe, be obliged to alter our policy of watchful waiting.

CURRENCY LEGISLATION—The country waits with impatience. I take leave to beg that the whole energy and attention of the Senate be concentrated upon it until the matter is successfully disposed of.

FARMING—I present to you the urgent necessity that special provision be made for facilitating the credits needed by farmers. The Agricultural Department is seeking to make farming an efficient business. The farmers and the Government will henceforth work together as real partners in this field.

BUSINESS—We should let the Sherman Anti-Trust law stand unaltered, as it is. Business men of this country should be relieved of all uncertainties of law with regard to enterprises and investments. I shall take the liberty of addressing you upon it in a special message at a later date.

PHILIPPINES—We must hold steadily in view their ultimate independence. ALASKA—Alaska, as a storehouse, should be unlocked. One key to it is a system of railways. These the Government itself should build and administer.

Another outburst of applause greeted the President's declaration that the Sherman Anti-Trust law should be strengthened. More applause greeted the declaration in favor of the direct nomination of Presidential candidates: nearly every sentence of his comment on that subject was punctuated by handclapping. Secretary Bryan, in the diplomatic gallery, smiled broadly.

In another burst of applause the President finished reading at 12 o'clock, the joint session dissolved and President Wilson returned to the White House.

Mrs. Wilson and her daughters Eleanor and Margaret occupied places in a private gallery.

Secretary Tumulty and all the members of the Cabinet had places on the floor.

Reference to all departmental affairs was eliminated by the President in his message, as these will be treated in later reports of Cabinet officers. In his address President Wilson said: "There is but one cloud upon our horizon. That has shown itself to the south of us and hangs over Mexico. There can be no certain prospect of peace in America until Gen. Huerta has surrendered his usurped authority in Mexico; until it is understood on all hands, indeed, that such pretensions are not to be countenanced by the Government of the United States. We are the friends of constitutional government in America; we are more than its friends, we are its champions; we are its neighbors, and in every way we make good of our

President Wilson arrived at the Capitol just before 1 o'clock. He went at once to Speaker Clark's room, where he was met by a committee of the House and Senate and escorted into the House chamber to the rostrum.

Galleries packed with a brilliant company of officials and their families greeted the President. All present rose to their feet and a deafening roar of applause swept the chamber as Mr. Wilson took his place behind the desk and began to read at 12 o'clock. The President read easily and clearly in his usual pleasing tone, which carried his words to the doors of the chamber.

APPLAUD DECLARATION OF MEXICAN POLICY.

The solemn quiet which attended the President's reading was broken by general applause when he read his views on the Mexican situation in the emphatic words, "there can be no certain prospect of peace in America until Gen. Huerta has surrendered his usurped authority in Mexico."

As the President concluded his reference to Mexico and announced that the United States would adhere to its "watching policy" the applause was louder.

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ZELAYA TO BE FREED; MUST RETURN TO SPAIN

Nicaragua Withdraws Request for Extradition of Former Dictator, Who Must Leave America.

WASHINGTON, Dec. 2.—Ex-President Zelaya of Nicaragua will be released from the Tombs in New York, and allowed to go to Havana, Spain, where he is the folk of the State Department announced to-day.

The release will be ordered this afternoon and the prisoner may be freed by tonight.

The decision was reached this morning when the Nicaraguan Minister, formerly Solicitor. Fick, that his Government had withdrawn the request for the detention of Zelaya.

Zelaya will be released on condition that he leave as soon as possible for Barcelona, where he will be kept under observation until he sails.